

ADMINISTRATIVE - INTERNAL USE ONLY

13 DECEMBER 1974

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MEMORANDUM FOR: DIRECTOR OF PERSONNEL

THROUGH : DIRECTOR OF TRAINING
DIRECTOR OF MEDICAL SERVICES

ATTENTION :

SUBJECT : EXCEPTION TO THE FAIR LABOR STANDARDS ACT AS AMENDED
1 MAY 1974

1. THE POSITION MANAGEMENT AND COMPENSATION DIVISION OF THE OFFICE OF PERSONNEL HAS INFORMED US THAT UNDER THE 1 MAY 1974 AMENDMENTS TO THE FAIR LABOR STANDARDS ACT, WE ARE REQUIRED TO PAY OUR MEDICAL TECHNICIANS OVERTIME WHEN THEY ARE ON AFTER-HOURS STANDBY DUTY. THE COST OF PAYING MEDICAL TECHNICIANS ON STANDBY DUTY IS PROHIBITIVE AND, AS A RESULT, WE NOW HAVE INADEQUATE MEDICAL COVERAGE AT THE [REDACTED] WHERE WE HAVE A NUMBER OF TWENTY-FOUR HOUR ACTIVITIES AND A LARGE NUMBER OF PEOPLE IN RESIDENCE. THEREFORE, WE REQUEST EXEMPTION FROM THE REQUIREMENT TO PAY MEDICAL TECHNICIANS STANDBY PAY.

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2. IF OUR MEDICAL TECHNICIANS WERE REQUIRED TO REMAIN IN THE DISPENSARY OR AT A FIXED POINT WHILE ON STANDBY DUTY, THEY WOULD CLEARLY BE ENTITLED TO OVERTIME. HOWEVER, THIS IS NOT THE CASE. DURING THESE PERIODS WHEN ONE OF OUR TECHNICIANS IS ON STANDBY DUTY, HE IS ABLE TO PERFORM HIS NORMAL OFF-DUTY ACTIVITIES AND IS ONLY REQUIRED TO INFORM THE STATION TELEPHONE OPERATOR WHERE HE CAN BE REACHED. WHEN A TECHNICIAN IS ACTUALLY CALLED UPON TO PERFORM A MEDICAL SERVICE AFTER DUTY HOURS, HE WILL BE PAID OVERTIME FOR THE PERIOD REQUIRED TO PERFORM THE SERVICE.

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STATINTL [REDACTED] /BBA (13 DECEMBER 1974)